

# EXHIBIT

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**Subject:** Delinquent Discovery

**From:** James Simon (jameslsimonlaw@yahoo.com)

**To:** daniel@dansucherlaw.com; polly@cbattlelaw.com;

**Cc:** cliffordbendau@bendaulaw.com;

**Date:** Tuesday, September 22, 2015 5:37 PM

Gentleman,

You have been in possession of Plaintiffs' respective requests for production of documents for nearly three (3) months. On September 8, 2015, I informed you of the deficiencies in your responses and requested that you properly supplement them with the requested time punch reports and payroll records within fourteen (14) days. That time period has now passed and you have given us no indication as to when the requested documentation will be forthcoming. As your clients are comprised of the owners, board members and managers of Westlake Panini's, it is unimaginable that they are unable to obtain the requested information. We have attempted to resolve this matter as amicably as possible. Please provide the requested documentation immediately or a motion to compel and request for sanctions will be filed with the Court. Thank you.

**James L. Simon, Esq.**

Law Offices of Andrew J. Simon  
6000 Freedom Square Drive  
Freedom Square II - Suite 165  
Independence, Ohio 44131  
Phone: (216) 525-8890  
Fax: (216) 642-5814

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